

THE HONORABLE THOMAS S. ZILLY

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
IN SEATTLE**

MICHAEL S. WAMPOLD and DINA L.
WAMPOLD, a husband and wife and the
marital community composed thereof,

Plaintiffs/Appellants,

v.

SAFECO INSURANCE COMPANY OF
AMERICA, a non-Washington Corporation,

Defendant/Respondent.

No. 2:19-cv-00169-TSZ

NOTICE OF APPEAL

Notice is hereby given that Michael S. Wampold and Dina L. Wampold, Plaintiffs in the above-named case, hereby appeal to the United States Court of Appeals for the Ninth Circuit from this Court's Judgment entered on November 15, 2019. Attached is a true and correct copy of the November 15, 2019 Judgment, *Docket No. 35*.

1 DATED this 19th day of November 2019.

2 HARPER | HAYES PLLC

3 By: s/ Gregory L. Harper

4 Gregory L. Harper, WSBA No. 27311

5 s/ Charles K. Davis

6 Charles K. Davis, WSBA No. 38231

7 greg@harperhayes.com

8 cdavis@harperhayes.com

9 206.340.8010

10 Attorneys for Plaintiffs/Appellants

UNITED STATES DISTRICT COURT

WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MICHAEL S WAMPOLD and DINA L.
WAMPOLD,

Plaintiffs,

v.

SAFECO INSURANCE COMPANY OF
AMERICA,

Defendant.

PARTIAL JUDGMENT
IN A CIVIL CASE

CASE NO. C19-169 TSZ

____ **Jury Verdict.** This action came before the court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

 X **Decision by Court.** This action came on for consideration before the court. The issues have been considered and a decision has been rendered.

THE COURT HAS ORDERED THAT

No just reason for delay exists, *see* Fed. R. Civ. P. 54(b), and partial judgment is hereby entered in favor of Safeco Insurance Company of America and against Plaintiffs on Plaintiffs' first cause of action for declaratory relief relating to Policy Coverage (Complaint ¶¶ 50(a) and (b)), Plaintiffs' second cause of action for breach of contract, and Plaintiffs' sixth cause of action under the Washington Fair Conduct Act. These coverage claims are dismissed with prejudice.

Dated this 15th day of November, 2019.

William M. McCool
Clerk

s/Karen Dews
Deputy Clerk